

Senate Study Bill 1251 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON BREITBACH)

A BILL FOR

1 An Act relating to and making appropriations and related
2 statutory changes involving state government entities
3 involved with agriculture, natural resources, and
4 environmental protection, and including effective date
5 provisions.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I
DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
GENERAL APPROPRIATION

Section 1. GENERAL FUND — DEPARTMENT.

1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2019, and ending June 30, 2020, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting the department, including its divisions, for administration, regulation, and programs; for salaries, support, maintenance, and miscellaneous purposes; and for not more than the following full-time equivalent positions:
..... \$ 18,327,339
..... FTEs 372.00

2. Of the amount appropriated in subsection 1, the following amount is transferred to Iowa state university of science and technology, to be used for the university's midwest grape and wine industry institute:

..... \$ 288,000

3. a. Of the amount appropriated in subsection 1, the following amount is transferred to Iowa state university of science and technology to be used for purposes of supporting the college of veterinary medicine for the operation of the veterinary diagnostic laboratory:

..... \$ 200,000

b. The amount transferred in paragraph "a" is contingent on the enactment of 2019 Iowa Acts, Senate File 601, or successor legislation.

4. The department shall submit a report each quarter of the fiscal year to the legislative services agency, the department of management, the members of the joint appropriations subcommittee on agriculture and natural resources, and the chairpersons and ranking members of the senate and house committees on appropriations. The report shall describe in

1 detail the expenditure of moneys appropriated in this section
2 to support the department's administration, regulation, and
3 programs.

4 DESIGNATED APPROPRIATIONS

5 MISCELLANEOUS FUNDS

6 Sec. 2. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
7 HORSE AND DOG RACING. There is appropriated from the moneys
8 available under [section 99D.13](#) to the department of agriculture
9 and land stewardship for the fiscal year beginning July 1,
10 2019, and ending June 30, 2020, the following amount, or so
11 much thereof as is necessary, to be used for the purposes
12 designated:

13 For purposes of supporting the department's administration
14 and enforcement of horse and dog racing law pursuant to section
15 99D.22, including for salaries, support, maintenance, and
16 miscellaneous purposes:

17 \$ 305,516

18 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR
19 FUEL INSPECTION. There is appropriated from the renewable
20 fuel infrastructure fund created in [section 159A.16](#) to the
21 department of agriculture and land stewardship for the fiscal
22 year beginning July 1, 2019, and ending June 30, 2020, the
23 following amount, or so much thereof as is necessary, to be
24 used for the purposes designated:

25 For purposes of the inspection of motor fuel, including
26 salaries, support, maintenance, and miscellaneous purposes:

27 \$ 500,000

28 SPECIAL APPROPRIATIONS

29 GENERAL FUND

30 Sec. 4. DAIRY REGULATION.

31 1. There is appropriated from the general fund of the state
32 to the department of agriculture and land stewardship for the
33 fiscal year beginning July 1, 2019, and ending June 30, 2020,
34 the following amount, or so much thereof as is necessary, to be
35 used for the purposes designated:

1 For purposes of performing functions pursuant to section
2 192.109, including conducting a survey of grade "A" milk and
3 certifying the results to the secretary of agriculture:

4 \$ 189,196

5 2. Notwithstanding [section 8.33](#), moneys appropriated in
6 this section that remain unencumbered or unobligated at the
7 close of the fiscal year shall not revert but shall remain
8 available to be used for the purposes designated until the
9 close of the succeeding fiscal year.

10 Sec. 5. LOCAL FOOD AND FARM PROGRAM.

11 1. There is appropriated from the general fund of the state
12 to the department of agriculture and land stewardship for the
13 fiscal year beginning July 1, 2019, and ending June 30, 2020,
14 the following amount, or so much thereof as is necessary, to be
15 used for the purposes designated:

16 For purposes of supporting the local food and farm program
17 pursuant to [chapter 267A](#):

18 \$ 75,000

19 2. The department shall enter into a cost-sharing agreement
20 with Iowa state university of science and technology to support
21 the local food and farm program coordinator position as part of
22 the university's cooperative extension service in agriculture
23 and home economics pursuant to [chapter 267A](#).

24 3. Notwithstanding [section 8.33](#), moneys appropriated in
25 this section that remain unencumbered or unobligated at the
26 close of the fiscal year shall not revert but shall remain
27 available to be used for the purposes designated until the
28 close of the succeeding fiscal year.

29 Sec. 6. AGRICULTURAL EDUCATION.

30 1. There is appropriated from the general fund of the state
31 to the department of agriculture and land stewardship for the
32 fiscal year beginning July 1, 2019, and ending June 30, 2020,
33 the following amount, or so much thereof as is necessary, to be
34 used for the purposes designated:

35 For purposes of allocating moneys to an Iowa association

1 affiliated with a national organization which promotes
2 agricultural education providing for future farmers:
3 \$ 25,000

4 2. Notwithstanding [section 8.33](#), moneys appropriated in
5 this section that remain unencumbered or unobligated at the
6 close of the fiscal year shall not revert but shall remain
7 available to be used for the purposes designated until the
8 close of the succeeding fiscal year.

9 Sec. 7. FARMERS WITH DISABILITIES PROGRAM.

10 1. There is appropriated from the general fund of the state
11 to the department of agriculture and land stewardship for the
12 fiscal year beginning July 1, 2019, and ending June 30, 2020,
13 the following amount, or so much thereof as is necessary, to be
14 used for the purposes designated:

15 For purposes of supporting a program for farmers with
16 disabilities:

17 \$ 180,000

18 2. The moneys appropriated in subsection 1 shall be used for
19 the public purpose of providing a grant to a national nonprofit
20 organization with over 80 years of experience in assisting
21 children and adults with disabilities and special needs. The
22 moneys shall be used to support a nationally recognized program
23 that began in 1986 and has been replicated in at least 30 other
24 states, but which is not available through any other entity
25 in this state, and that provides assistance to farmers with
26 disabilities in all 99 counties to allow the farmers to remain
27 in their own homes and be gainfully engaged in farming through
28 provision of agricultural worksite and home modification
29 consultations, peer support services, services to families,
30 information and referral, and equipment loan services.

31 3. Notwithstanding [section 8.33](#), moneys appropriated in
32 this section that remain unencumbered or unobligated at the
33 close of the fiscal year shall not revert but shall remain
34 available for expenditure for the purposes designated until the
35 close of the succeeding fiscal year.

1 Sec. 8. FOREIGN ANIMAL DISEASES AFFLICTING LIVESTOCK.

2 There is appropriated from the general fund of the state to the
3 department of agriculture and land stewardship for the fiscal
4 year beginning July 1, 2019, and ending June 30, 2020, the
5 following amount, or so much thereof as is necessary, to be
6 used for the purposes designated:

7 For deposit in the foreign animal disease preparedness and
8 response fund created in [section 163.3B](#):

9 \$ 500,000

10 DIVISION II

11 GENERAL FUND

12 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

13 WATER QUALITY INITIATIVE

14 Sec. 9. WATER QUALITY INITIATIVE — GENERAL.

15 1. There is appropriated from the general fund of the state
16 to the department of agriculture and land stewardship for the
17 fiscal year beginning July 1, 2019, and ending June 30, 2020,
18 the following amount, or so much thereof as is necessary, to be
19 used for the purposes designated:

20 For deposit in the water quality initiative fund created in
21 section 466B.45, for purposes of supporting the water quality
22 initiative administered by the division of soil conservation
23 and water quality as provided in [section 466B.42](#), including
24 salaries, support, maintenance, and miscellaneous purposes:

25 \$ 3,000,000

26 2. a. The moneys appropriated in subsection 1 shall be
27 used to support projects in subwatersheds as designated by the
28 division that are part of high-priority watersheds identified
29 by the water resources coordinating council established
30 pursuant to [section 466B.3](#).

31 b. The moneys appropriated in subsection 1 shall be used to
32 support projects in watersheds generally, including regional
33 watersheds, as designated by the division and high-priority
34 watersheds identified by the water resources coordinating
35 council established pursuant to section 466B.3.

1 3. In supporting projects in subwatersheds and watersheds
2 as provided in subsection 2, all of the following shall apply:

3 a. The demonstration projects shall utilize water quality
4 practices as described in the Iowa nutrient reduction strategy
5 as defined in [section 455B.171](#).

6 b. The division shall implement demonstration projects as
7 provided in paragraph "a" by providing for participation by
8 persons who hold a legal interest in agricultural land used in
9 farming. To every extent practical, the division shall provide
10 for collaborative participation by such persons who hold a
11 legal interest in agricultural land located within the same
12 subwatershed.

13 c. The division shall implement a demonstration project on
14 a cost-share basis as determined by the division. However,
15 except for edge-of-field practices, the state's share of the
16 amount shall not exceed 50 percent of the estimated cost of
17 establishing the practice as determined by the division or
18 50 percent of the actual cost of establishing the practice,
19 whichever is less.

20 d. The demonstration projects shall be used to educate other
21 persons about the feasibility and value of establishing similar
22 water quality practices. The division shall promote field day
23 events for purposes of allowing interested persons to establish
24 water quality practices on their agricultural land.

25 e. The division shall conduct water quality evaluations
26 within supported subwatersheds. Within a reasonable period
27 after accumulating information from such evaluations, the
28 division shall create an aggregated database of water quality
29 practices. Any information identifying a person holding a
30 legal interest in agricultural land or specific agricultural
31 land shall be a confidential record under [section 22.7](#).

32 4. The moneys appropriated in subsection 1 shall be used
33 to support education and outreach in a manner that encourages
34 persons who hold a legal interest in agricultural land used for
35 farming to implement water quality practices, including the

1 establishment of such practices in watersheds generally, and
2 not limited to subwatersheds or high-priority watersheds.

3 5. The moneys appropriated in subsection 1 may be used
4 to contract with persons to coordinate the implementation of
5 efforts provided in this section.

6 6. The moneys appropriated in subsection 1 may be used by
7 the department to support urban soil and water conservation
8 efforts, which may include but are not limited to management
9 practices related to bioretention, landscaping, the use of
10 permeable or pervious pavement, and soil quality restoration.
11 The moneys shall be allocated on a cost-share basis as provided
12 in chapter 161A.

13 7. Notwithstanding any other provision of law to the
14 contrary, the department may use moneys appropriated in
15 subsection 1 to carry out the provisions of this section on a
16 cost-share basis in combination with other moneys available to
17 the department from a state or federal source.

18 8. Not more than 10 percent of the moneys appropriated in
19 this section may be used to pay for the costs of administering
20 and implementing the water quality initiative by the
21 department's division of soil conservation and water quality as
22 provided in section 466B.42 and this section.

23 DIVISION III

24 DEPARTMENT OF NATURAL RESOURCES

25 Sec. 10. GENERAL FUND — DEPARTMENT.

26 1. There is appropriated from the general fund of the state
27 to the department of natural resources for the fiscal year
28 beginning July 1, 2019, and ending June 30, 2020, the following
29 amount, or so much thereof as is necessary, to be used for the
30 purposes designated:

31 For purposes of supporting the department, including its
32 divisions, for administration, regulation, and programs; for
33 salaries, support, maintenance, and miscellaneous purposes; and
34 for not more than the following full-time equivalent positions:
35 \$ 11,554,987

1 FTEs 1,145.95

2 2. Of the number of full-time equivalent positions
3 authorized to the department pursuant to subsection 1, 50
4 full-time equivalent positions shall be allocated by the
5 department for seasonal employees for purposes of providing
6 maintenance, upkeep, and sanitary services at state parks.
7 This subsection shall not impact park ranger or park manager
8 positions within the department.

9 3. The department shall submit a report each quarter of the
10 fiscal year to the legislative services agency, the department
11 of management, the members of the joint appropriations
12 subcommittee on agriculture and natural resources, and the
13 chairpersons and ranking members of the senate and house
14 committees on appropriations. The report shall describe in
15 detail the expenditure of moneys appropriated under this
16 section to support the department's administration, regulation,
17 and programs.

18 Sec. 11. STATE FISH AND GAME PROTECTION FUND — REGULATION
19 AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

20 1. There is appropriated from the state fish and game
21 protection fund created pursuant to section 456A.17 to the
22 department of natural resources for the fiscal year beginning
23 July 1, 2019, and ending June 30, 2020, the following amount,
24 or so much thereof as is necessary, to be used for the purposes
25 designated:

26 For purposes of supporting the regulation or advancement of
27 hunting, fishing, or trapping, or the protection, propagation,
28 restoration, management, or harvest of fish or wildlife,
29 including for administration, regulation, law enforcement, and
30 programs; and for salaries, support, maintenance, equipment,
31 and miscellaneous purposes:

32 \$ 44,007,044

33 2. Notwithstanding [section 455A.10](#), the department may use
34 the unappropriated balance remaining in the state fish and game
35 protection fund to provide for the funding of health and life

1 insurance premium payments from unused sick leave balances of
2 conservation peace officers employed in a protection occupation
3 who retire, pursuant to [section 97B.49B](#).

4 3. Notwithstanding [section 455A.10](#), the department of
5 natural resources may use the unappropriated balance remaining
6 in the state fish and game protection fund for the fiscal
7 year beginning July 1, 2019, and ending June 30, 2020, as is
8 necessary to fund salary adjustments for departmental employees
9 for which the general assembly has made an operating budget
10 appropriation in subsection 1.

11 Sec. 12. GROUNDWATER PROTECTION FUND — WATER
12 QUALITY. There is appropriated from the groundwater protection
13 fund created in [section 455E.11](#) to the department of natural
14 resources for the fiscal year beginning July 1, 2019,
15 and ending June 30, 2020, from those moneys which are not
16 allocated pursuant to that section, the following amount, or
17 so much thereof as is necessary, to be used for the purposes
18 designated:

19 For purposes of supporting the department's protection
20 of the state's groundwater, including for administration,
21 regulation, and programs, and for salaries, support,
22 maintenance, equipment, and miscellaneous purposes:

23 \$ 3,455,832

24 DESIGNATED APPROPRIATIONS

25 MISCELLANEOUS FUNDS

26 Sec. 13. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
27 PROGRAM. There is appropriated from the special snowmobile
28 fund created under [section 321G.7](#) to the department of natural
29 resources for the fiscal year beginning July 1, 2019, and
30 ending June 30, 2020, the following amount, or so much thereof
31 as is necessary, to be used for the purpose designated:

32 For purposes of administering and enforcing the state
33 snowmobile programs:

34 \$ 100,000

35 Sec. 14. UNASSIGNED REVENUE FUND — UNDERGROUND STORAGE

1 TANKS SECTION EXPENSES. There is appropriated from the
2 unassigned revenue fund administered by the Iowa comprehensive
3 petroleum underground storage tank fund board established
4 pursuant to section 455G.4 to the department of natural
5 resources for the fiscal year beginning July 1, 2019, and
6 ending June 30, 2020, the following amount, or so much thereof
7 as is necessary, to be used for the purpose designated:

8 For purposes of paying for administration expenses of the
9 department's underground storage tanks section:

10 \$ 200,000

11 SPECIAL APPROPRIATIONS

12 GENERAL FUND

13 Sec. 15. FLOODPLAIN MANAGEMENT AND DAM SAFETY.

14 1. There is appropriated from the general fund of the state
15 to the department of natural resources for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purpose designated:

19 For purposes of supporting floodplain management and dam
20 safety:

21 \$ 1,510,000

22 2. Of the amount appropriated in subsection 1, up to
23 \$400,000 may be used by the department to acquire or install
24 stream gages for purposes of tracking and predicting flood
25 events and for compiling necessary data to improve flood
26 frequency analysis.

27 3. Notwithstanding [section 8.33](#), moneys appropriated in
28 subsection 1 that remain unencumbered or unobligated at the
29 close of the fiscal year shall not revert but shall remain
30 available for expenditure for the purposes designated until the
31 close of the succeeding fiscal year.

32 Sec. 16. FORESTRY HEALTH MANAGEMENT.

33 1. There is appropriated from the general fund of the state
34 to the department of natural resources for the fiscal year
35 beginning July 1, 2019, and ending June 30, 2020, the following

1 amount, or so much thereof as is necessary, to be used for the
2 purposes designated:

3 For purposes of providing for forestry health management
4 programs:

5 \$ 500,000

6 2. Notwithstanding [section 8.33](#), moneys appropriated in
7 this section that remain unencumbered or unobligated at the
8 close of the fiscal year shall not revert but shall remain
9 available to be used for the purposes designated until the
10 close of the succeeding fiscal year.

11 DIVISION IV

12 IOWA STATE UNIVERSITY

13 SPECIAL GENERAL FUND APPROPRIATION

14 VETERINARY DIAGNOSTIC LABORATORY

15 Sec. 17. VETERINARY DIAGNOSTIC LABORATORY.

16 1. There is appropriated from the general fund of the state
17 to Iowa state university of science and technology for the
18 fiscal year beginning July 1, 2019, and ending June 30, 2020,
19 the following amount, or so much thereof as is necessary, to be
20 used for the purposes designated:

21 For purposes of supporting the college of veterinary
22 medicine for the operation of the veterinary diagnostic
23 laboratory and for not more than the following full-time
24 equivalent positions:

25 \$ 4,100,000

26 FTEs 51.00

27 2. a. Iowa state university of science and technology
28 shall not reduce the amount that it allocates to support the
29 college of veterinary medicine from any other source due to the
30 appropriation made in this section.

31 b. Paragraph "a" does not apply to a reduction made to
32 support the college of veterinary medicine, if the same
33 percentage of reduction imposed on the college of veterinary
34 medicine is also imposed on all of Iowa state university of
35 science and technology's budget units.

1 3. If by June 30, 2020, Iowa state university of science and
2 technology fails to allocate the moneys appropriated in this
3 section to the college of veterinary medicine in accordance
4 with this section, the moneys appropriated in this section for
5 that fiscal year shall revert to the general fund of the state.

6 DIVISION V

7 ENVIRONMENT FIRST FUND

8 GENERAL APPROPRIATIONS

9 Sec. 18. DEPARTMENT OF AGRICULTURE AND LAND
10 STEWARDSHIP. There is appropriated from the environment first
11 fund created in [section 8.57A](#) to the department of agriculture
12 and land stewardship for the fiscal year beginning July 1,
13 2019, and ending June 30, 2020, the following amounts, or so
14 much thereof as is necessary, to be used for the purposes
15 designated:

16 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

17 a. For the conservation reserve enhancement program to
18 restore and construct wetlands for the purposes of intercepting
19 tile line runoff, reducing nutrient loss, improving water
20 quality, and enhancing agricultural production practices:
21 \$ 1,000,000

22 b. Not more than 10 percent of the moneys appropriated
23 in paragraph "a" may be used for costs of administration and
24 implementation of soil and water conservation practices.

25 c. Notwithstanding any other provision in law, the
26 department may use moneys appropriated in this subsection,
27 in combination with other appropriate environment first
28 fund appropriations, for cost sharing to match United States
29 department of agriculture, natural resources conservation
30 service, wetlands reserve enhancement program (WREP) funding
31 available to Iowa.

32 2. WATERSHED PROTECTION

33 a. For continuation of a program that provides
34 multiobjective resource protections for flood control, water
35 quality, erosion control, and natural resource conservation:

1 \$ 900,000
2 b. Not more than 10 percent of the moneys appropriated
3 in paragraph "a" may be used for costs of administration and
4 implementation of soil and water conservation practices.
5 4. SOIL AND WATER CONSERVATION — ADMINISTRATION
6 a. For use by the department for costs of administration and
7 implementation of soil and water conservation practices:
8 \$ 3,800,000
9 b. Of the moneys appropriated in paragraph "a", \$150,000
10 is allocated to support field staff providing technical
11 assistance.
12 5. CONSERVATION RESERVE PROGRAM (CRP)
13 a. To encourage and assist farmers in enrolling in and the
14 implementation of the federal conservation reserve program and
15 to work with them to enhance their revegetation efforts to
16 improve water quality and habitat:
17 \$ 900,000
18 b. Not more than 10 percent of the moneys appropriated
19 in paragraph "a" may be used for costs of administration and
20 implementation of soil and water conservation practices.
21 6. SOIL AND WATER CONSERVATION
22 a. For use by the department in providing for soil and water
23 conservation:
24 \$ 8,325,000
25 b. (1) Of the amount appropriated in paragraph "a", for
26 transfer to the loess hills development and conservation fund
27 created in section 161D.2:
28 \$ 490,000
29 (2) (a) Of the amount transferred to the loess hills
30 development and conservation fund in subparagraph (1), \$450,000
31 shall be allocated to the fund's hungry canyons account.
32 (b) Not more than 5 percent of the moneys allocated to
33 the fund's hungry canyons account as provided in subparagraph
34 division (a) may be used for administrative costs.
35 (3) (a) Of the amount transferred to the loess hills

1 development and conservation fund in subparagraph (1), \$40,000
2 shall be allocated to the fund's loess hills alliance account.

3 (b) Not more than 10 percent of the moneys allocated to the
4 fund's loess hills alliance account as provided in subparagraph
5 division (a) may be used for administrative costs.

6 c. Of the remaining amount appropriated in paragraph "a",
7 for use by the department in providing for soil and water
8 conservation administration, the conservation of soil and
9 water resources, or the support of soil and water conservation
10 districts:

11 \$ 7,835,000

12 d. Of the amount appropriated in paragraph "c" that the
13 department allocates to a soil and water conservation district,
14 the first \$15,000 may be expended by the district for the
15 purpose of providing financial incentives under section 161A.73
16 to establish management practices for the control of soil
17 erosion on land that is row-cropped, including but not limited
18 to nontill planting, ridge-till planting, and contouring
19 strip-cropping. Of any remaining amount of that appropriation
20 allocated by the department to a district, 30 percent may be
21 expended by the district for that same purpose.

22 e. Not more than 5 percent of the moneys appropriated in
23 paragraph "c" may be allocated for cost sharing to address
24 complaints filed under [section 161A.47](#).

25 f. Of the moneys appropriated in paragraph "c", 5 percent
26 shall be allocated for financial incentives to establish
27 practices to protect watersheds above publicly owned lakes of
28 the state from soil erosion and sediment as provided in section
29 161A.73.

30 g. The state soil conservation and water quality committee
31 established by [section 161A.4](#) may allocate moneys appropriated
32 in paragraph "c" to conduct research and demonstration projects
33 to promote conservation tillage and nonpoint source pollution
34 control practices.

35 h. The allocation of moneys as financial incentives as

1 provided in [section 161A.73](#) may be used in combination with
2 moneys allocated by the department of natural resources.

3 i. Not more than 15 percent of the moneys appropriated
4 in paragraph "c" may be used for costs of administration and
5 implementation of soil and water conservation practices.

6 Sec. 19. DEPARTMENT OF NATURAL RESOURCES. There is
7 appropriated from the environment first fund created in section
8 8.57A to the department of natural resources for the fiscal
9 year beginning July 1, 2019, and ending June 30, 2020, the
10 following amounts, or so much thereof as is necessary, to be
11 used for the purposes designated:

12 1. STATE PARKS MAINTENANCE AND OPERATIONS

13 a. For regular maintenance and operations of state parks and
14 staff time associated with these activities:

15 \$ 6,235,000

16 b. Of the amount appropriated in paragraph "a", up to
17 \$100,000 shall be allocated for statewide coordination of
18 volunteer efforts.

19 c. Of the amount appropriated in paragraph "a", the
20 department may use not more than \$250,000 to support up to
21 three full-time equivalent positions as state park rangers.

22 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)

23 To provide local watershed managers with geographic
24 information system data for their use in developing,
25 monitoring, and displaying results of their watershed work:

26 \$ 195,000

27 3. WATER QUALITY MONITORING

28 For continuing the establishment and operation of water
29 quality monitoring stations:

30 \$ 2,955,000

31 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT

32 For deposit in the public water supply system account of the
33 water quality protection fund created in [section 455B.183A](#):

34 \$ 500,000

35 5. REGULATION OF ANIMAL FEEDING OPERATIONS

1 For the regulation of animal feeding operations, including
2 as provided for in [chapters 459, 459A, and 459B](#):
3 \$ 1,320,000
4 6. AMBIENT AIR QUALITY
5 For the abatement, control, and prevention of ambient
6 air pollution in this state, including measures as necessary
7 to assure attainment and maintenance of ambient air quality
8 standards from particulate matter:
9 \$ 425,000
10 9. FLOODPLAIN MANAGEMENT AND DAM SAFETY
11 For supporting floodplain management and dam safety:
12 \$ 375,000
13 Sec. 20. STATE UNIVERSITY OF IOWA GEOGRAPHICAL
14 SURVEY. There is appropriated from the environment first
15 fund created in [section 8.57A](#) to the state university of Iowa
16 for the fiscal year beginning July 1, 2019, and ending June
17 30, 2020, the following amounts, or so much thereof as is
18 necessary, to be used for the purposes designated:
19 1. OPERATIONS
20 For purposes of supporting the operations of the geological
21 survey of the state as created within the state university
22 of Iowa pursuant to [section 456.1](#), including but not limited
23 to providing analysis; data maintenance, collection, and
24 compilation; investigative programs; and information for water
25 supply development and protection:
26 \$ 200,000
27 2. WATER RESOURCE MANAGEMENT
28 For purposes of supporting the geological survey in
29 measuring, assessing, and evaluating the quantity of water
30 sources in this state and assisting the department of natural
31 resources in regulating water quantity as provided in chapter
32 455B, division III, part 4, pursuant to [sections 455B.262B](#) and
33 456.14:
34 \$ 495,000
35 Sec. 21. REVERSION.

1 1. a. Except as provided in paragraph "b", and
2 notwithstanding [section 8.33](#), moneys appropriated for the
3 fiscal year beginning July 1, 2019, in this division of this
4 Act that remain unencumbered or unobligated at the close of the
5 fiscal year shall not revert but instead shall remain available
6 to be used for the purposes designated until the close of the
7 succeeding fiscal year, or until the project for which the
8 appropriation was made is completed, whichever is earlier.

9 b. Notwithstanding [section 8.33](#), moneys appropriated for
10 the fiscal year beginning July 1, 2019, in this division of
11 this Act to the department of agriculture and land stewardship
12 to provide financial assistance for the establishment of
13 permanent soil and water conservation practices that remain
14 unencumbered or unobligated at the close of the fiscal year
15 shall not revert but instead shall remain available for
16 expenditure for the purposes designated until the close of the
17 fiscal year beginning July 1, 2022.

18 2. Subsection 1 does not apply to moneys transferred
19 pursuant to this division to the loess hills development and
20 conservation fund created in [section 161D.2](#) which shall not
21 revert as provided in that section.

22 DIVISION VI

23 ENVIRONMENT FIRST FUND

24 SPECIAL APPROPRIATIONS

25 Sec. 22. WATER QUALITY INITIATIVE — DEPARTMENT OF
26 AGRICULTURE AND LAND STEWARDSHIP.

27 1. There is appropriated from the environment first fund
28 created in [section 8.57A](#) to the department of agriculture
29 and land stewardship for the fiscal year beginning July 1,
30 2019, and ending June 30, 2020, the following amount, or so
31 much thereof as is necessary, to be used for the purposes
32 designated:

33 For deposit in the water quality initiative fund created in
34 [section 466B.45](#), for purposes of supporting the water quality
35 initiative administered by the division of soil conservation

1 and water quality as provided in [section 466B.42](#), including
2 salaries, support, maintenance, and miscellaneous purposes:
3 \$ 2,375,000

4 2. a. The moneys appropriated in subsection 1 shall be
5 used to support projects in subwatersheds as designated by the
6 division that are part of high-priority watersheds identified
7 by the water resources coordinating council established
8 pursuant to [section 466B.3](#).

9 b. The moneys appropriated in subsection 1 shall be used to
10 support projects in watersheds generally, including regional
11 watersheds, as designated by the division and high-priority
12 watersheds identified by the water resources coordinating
13 council established pursuant to [section 466B.3](#).

14 3. In supporting projects in subwatersheds and watersheds
15 as provided in subsection 2, all of the following shall apply:

16 a. The demonstration projects shall utilize water quality
17 practices as described in the Iowa nutrient reduction strategy
18 as defined in [section 455B.171](#).

19 b. The division shall implement demonstration projects as
20 provided in paragraph "a" by providing for participation by
21 persons who hold a legal interest in agricultural land used in
22 farming. To every extent practical, the division shall provide
23 for collaborative participation by such persons who hold a
24 legal interest in agricultural land located within the same
25 subwatershed.

26 c. The division shall implement a demonstration project on
27 a cost-share basis as determined by the division. However,
28 except for edge-of-field practices, the state's share of the
29 amount shall not exceed 50 percent of the estimated cost of
30 establishing the practice as determined by the division or
31 50 percent of the actual cost of establishing the practice,
32 whichever is less.

33 d. The demonstration projects shall be used to educate other
34 persons about the feasibility and value of establishing similar
35 water quality practices. The division shall promote field day

1 events for purposes of allowing interested persons to establish
2 water quality practices on their agricultural land.

3 e. The division shall conduct water quality evaluations
4 within supported subwatersheds. Within a reasonable period
5 after accumulating information from such evaluations, the
6 division shall create an aggregated database of water quality
7 practices. Any information identifying a person holding a
8 legal interest in agricultural land or specific agricultural
9 land shall be a confidential record under [section 22.7](#).

10 4. The moneys appropriated in subsection 1 shall be used
11 to support education and outreach in a manner that encourages
12 persons who hold a legal interest in agricultural land used for
13 farming to implement water quality practices, including the
14 establishment of such practices in watersheds generally, and
15 not limited to subwatersheds or high-priority watersheds.

16 5. The moneys appropriated in subsection 1 may be used
17 to contract with persons to coordinate the implementation of
18 efforts provided in this section.

19 6. The moneys appropriated in subsection 1 may be used by
20 the department to support urban soil and water conservation
21 efforts, which may include but are not limited to management
22 practices related to bioretention, landscaping, the use of
23 permeable or pervious pavement, and soil quality restoration.
24 The moneys shall be allocated on a cost-share basis as provided
25 in chapter 161A.

26 7. Notwithstanding any other provision of law to the
27 contrary, the department may use moneys appropriated in
28 subsection 1 to carry out the provisions of this section on a
29 cost-share basis in combination with other moneys available to
30 the department from a state or federal source.

31 8. Not more than 10 percent of the moneys appropriated in
32 this section may be used to pay for the costs of administering
33 and implementing the water quality initiative by the
34 department's division of soil conservation and water quality as
35 provided in section 466B.42 and this section.

1 Sec. 23. REAP — IN LIEU OF GENERAL FUND APPROPRIATION. In
2 lieu of the standing appropriation in [section 455A.18](#), there is
3 appropriated from the environment first fund created in section
4 8.57A to the Iowa resources enhancement and protection fund
5 for the fiscal year beginning July 1, 2019, and ending June
6 30, 2020, the following amount, to be allocated as provided in
7 section 455A.19:

8 \$ 12,000,000

9 DIVISION VII

10 RELATED CODE CHANGES — DEPARTMENT OF AGRICULTURE AND LAND
11 STEWARDSHIP — PROGRAMS TO AUDIT MOTOR FUEL

12 Sec. 24. NEW SECTION. 214A.2C Auditing programs.

13 The department shall establish and administer programs
14 for the auditing of motor fuel including biofuel processing
15 and production plants, for screening and testing motor fuel,
16 including renewable fuel, and for the inspection of motor fuel
17 sold by dealers, including retail dealers who sell and dispense
18 motor fuel from motor fuel pumps.

19 DIVISION VIII

20 RELATED CODE CHANGES — STATE UNIVERSITY OF IOWA — IOWA
21 GEOLOGICAL SURVEY

22 Sec. 25. Section 352.4, subsection 4, Code 2019, is amended
23 to read as follows:

24 4. The ~~state~~ department of agriculture and land
25 stewardship, department of management, department of natural
26 resources, Iowa geological survey, state agricultural extension
27 service, and the economic development authority shall, upon
28 request, provide to each county commission any pertinent land
29 use information available to assist in the compiling of the
30 county land use inventories.

31 Sec. 26. Section 456.1, Code 2019, is amended to read as
32 follows:

33 ~~456.1 Geological~~ Iowa geological survey created.

34 A An Iowa geological survey of the state is created within
35 the state university of Iowa, under the jurisdiction and

1 authority of the state board of regents.

2 Sec. 27. Section 456.10, Code 2019, is amended to read as
3 follows:

4 **456.10 Distribution of reports.**

5 All publications of the Iowa geological survey shall be made
6 available electronically via an internet site maintained for
7 that purpose.

8 Sec. 28. Section 456.13, Code 2019, is amended to read as
9 follows:

10 **456.13 Maps property of state — custody — copies.**

11 The maps so delivered to the state geologist shall be the
12 property of the state and shall remain in the custody of the
13 state geologist. They shall be kept at the office of the Iowa
14 geological survey and be open to examination by all persons
15 interested in the maps; but such examination shall only be made
16 in the presence of the state geologist or a designee, and the
17 state geologist shall not permit any copies of the maps to be
18 made without the written consent of the operator or the owner
19 of the property, except as provided in [section 456.11](#) or if the
20 mine has been abandoned for at least five years.

21 **DIVISION IX**

22 **WAREHOUSE OPERATORS — LIEN**

23 Sec. 29. Section 554.7209, Code 2019, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 3A. Notwithstanding any provision in
26 this section to the contrary, a warehouse's lien created in
27 subsection 1, that is in favor of a warehouse operator licensed
28 under either chapter 203C or the United States Warehouse Act, 7
29 U.S.C. ch. 10, is effective against all persons and is superior
30 against all other competing security interests and agricultural
31 liens.

32 Sec. 30. EFFECTIVE DATE. This division of this Act, being
33 deemed of immediate importance, takes effect upon enactment.

34 **EXPLANATION**

35 The inclusion of this explanation does not constitute agreement with

1 the explanation's substance by the members of the general assembly.

2 GENERAL. This bill relates to agriculture and natural
3 resources by making appropriations for the fiscal year
4 2019-2020 to support related entities, including the department
5 of agriculture and land stewardship (DALs), the department of
6 natural resources (DNR), and Iowa state university (ISU), and
7 the university of Iowa (UI).

8 The bill primarily appropriates moneys to DALs and DNR.
9 The appropriations are made to support those departments for
10 administration, regulation, and support of programs. The bill
11 requires the departments to submit quarterly reports to the
12 general assembly and department of management regarding the
13 expenditure of appropriated moneys. The bill also provides
14 moneys to support specific programs or projects administered
15 by those departments. The bill appropriates moneys from a
16 number of sources, including the general fund of the state
17 (general fund), the state fish and game protection fund, the
18 groundwater protection fund, and the environment first fund
19 (EFF). Appropriations are made from a number of sources to
20 support the water quality initiative (WQI). The bill is
21 organized into divisions.

22 DALs — GENERAL FUND APPROPRIATIONS. The bill appropriates
23 moneys to DALs from the general fund in order to support its
24 administrative divisions, including consumer protection and
25 industry services, soil conservation, and food safety and
26 animal health. Moneys are transferred to ISU to support its
27 midwest grape and wine institute. Moneys are also transferred
28 to ISU to support the college of veterinary medicine for the
29 operation of the veterinary diagnostic laboratory, contingent
30 upon the enactment of 2019 Iowa Acts, senate file 601.

31 DALs — MISCELLANEOUS FUNDS — DESIGNATED APPROPRIATIONS.
32 The bill appropriates moneys from several sources to support a
33 number of designated purposes, including moneys derived from
34 unclaimed winnings from horse and dog races, for administration
35 and enforcement of racing regulations; and moneys credited

1 to the renewable fuel infrastructure fund, for purposes of
2 regulating motor fuel.

3 DALS — SPECIAL GENERAL FUND APPROPRIATIONS. The bill also
4 makes special appropriations from the general fund to DALS in
5 order to support specific purposes including milk inspection,
6 the local food and farm program, an agricultural education
7 organization, assistance to farmers with disabilities, and for
8 foreign animal disease preparedness.

9 DALS — GENERAL FUND APPROPRIATIONS — WATER QUALITY. The
10 bill appropriates moneys from the general fund to DALS for
11 deposit in the water quality initiative fund, to support the
12 WQI including high-priority watershed projects. The bill
13 appropriates moneys from the general fund to DALS for deposit
14 in the agricultural drainage well water quality assistance fund
15 for purposes of supporting the agricultural drainage well water
16 quality assistance program.

17 DNR — GENERAL FUND AND OTHER MAJOR FUNDS APPROPRIATIONS.
18 The bill makes appropriations from a number of funds to DNR in
19 order to support its administrative divisions involving natural
20 resources and environmental protection from the general fund,
21 the state fish and game protection fund, and the groundwater
22 protection fund.

23 DNR — MISCELLANEOUS FUNDS — DESIGNATED APPROPRIATIONS.
24 The bill appropriates moneys to DNR from a number of sources
25 to support designated purposes, including moneys deposited in
26 the special snowmobile fund to provide for administering and
27 enforcing the state snowmobile programs; and moneys deposited
28 in the unassigned revenue fund for purposes of paying for
29 administration of DNR's underground storage tanks section.

30 DNR — SPECIAL GENERAL FUND APPROPRIATIONS. The bill also
31 makes special appropriations from the general fund to DNR
32 in order to support specific purposes including floodplain
33 management and dam safety and forestry health management
34 programs.

35 ISU — SPECIAL GENERAL FUND APPROPRIATIONS. The bill

1 appropriates moneys from the general fund to ISU to support the
2 operation of its veterinary diagnostic laboratory.

3 DALS, DNR, AND UI — EFF — GENERAL APPROPRIATIONS. The
4 bill appropriates moneys from the EFF to support a number of
5 programs administered by DALS, DNR, and UI. For DALS, the
6 moneys are appropriated to support programs involving soil
7 conservation, watershed protection and nutrient management,
8 and the loess hills development and conservation fund. For
9 DNR, moneys are appropriated to support programs involving
10 state parks, geographic information systems, water quality
11 monitoring, public water supplies, regulation of animal feeding
12 operations, air quality, and floodplain management and dam
13 safety. For UI, moneys are appropriated to support the Iowa
14 geological survey. The bill includes provisions that delay the
15 reversion of these moneys.

16 EFF — SPECIAL APPROPRIATIONS FOR WQI. The bill
17 appropriates moneys from the EFF to the water quality
18 initiative fund subject to the same conditions applicable to
19 moneys appropriated to the fund from the general fund.

20 IOWA RESOURCES ENHANCEMENT AND PROTECTION (REAP) FUND — EFF
21 APPROPRIATION IN LIEU OF GENERAL FUND APPROPRIATION. An amount
22 of moneys is appropriated from the EFF to the REAP fund instead
23 of the \$20,000 otherwise required to be appropriated to the
24 fund from the general fund.

25 RELATED CODE CHANGES — IOWA GEOLOGICAL SURVEY. The name
26 of the geological survey of the state is changed to the Iowa
27 geological survey to comply with current naming conventions.

28 RELATED CODE CHANGES — PROGRAMS TO AUDIT MOTOR FUEL. The
29 provisions in the bill that authorize DALS to establish and
30 administer programs for auditing motor fuel production and
31 processing, motor fuel screening and testing, and inspection of
32 motor fuel sold by dealers is codified. The provision has been
33 included in previous appropriation bills since 2006.

34 RELATED CODE CHANGES — WAREHOUSE OPERATORS LIEN. The bill
35 provides that a grain warehouse operator possessing grain has a

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1 lien superior to other creditors. This provision takes effect
2 upon enactment.